

When Recorded, Please Return to:
Lodi City Clerk
P.O. Box 3006
Lodi, CA 95241-1910

RESOLUTION NO. 2002-166

A RESOLUTION OF THE LODI CITY COUNCIL
VACATING A PORTION OF A 10-FOOT PUBLIC UTILITY
EASEMENT LOCATED AT 827 BLACK DIAMOND WAY

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WHEREAS, on December 3, 1979, a 10-foot public utility easement was dedicated on the "Industrial Lite" subdivision map located at 827 Black Diamond Way, Lodi, California, and is more particularly described as follows and delineated on the attached map marked Exhibit A:

10-Foot Public Utility Easement located at Lot 6 of "Industrial Lite" Subdivision, 827 Black Diamond Way, Lodi, California. Filed for record on December 3, 1979 in Volume 25 of Maps & Plats at Page 24, San Joaquin County Records.

WHEREAS, the property owners, Homer & E. Beldt, Trustees, have requested that the City of Lodi abandon a 10-foot public utility easement on Lot 6 of "Industrial Lite" subdivision, save and except the north 8 feet and the south 10 feet; and

WHEREAS, said easement housed an 8-inch fire service lateral which has now been removed, and there are no other public facilities located within the easement; and

WHEREAS, the Streets and Highways Code of the State of California, Sections 8330 and 8333, provide that the legislative body of a local agency may summarily vacate a public service easement if the easement has been superceded by relocation and there are no other public facilities located within the easement; and

WHEREAS, pursuant to the requirements of Government Code §27288.1, the names of the owners of the title or interest in 827 Black Diamond Way as it appeared at the time and in the document creating the interest, right, or encumbrance is as follows:

OWNERS: Ben Schaffer, et al. (Bozant Katzakian, Frank Johnson, John Donovan, Geraldine Schaffer Lorraine Katzakian, Elizabeth Johnson, M. Joanne Donovan)

WHEREAS, in accordance with Streets and Highways Code Section 8300 et seq., it is the desire of the City Council of the City of Lodi to vacate such easement.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lodi as follows:

That the 10-foot public utility easement located at 827 Black Diamond Way be vacated, save and except the north 8 feet and the south 10 feet; and

That from and after the date this resolution is recorded, such easement will no longer constitute a public service easement.

Dated: August 7, 2002

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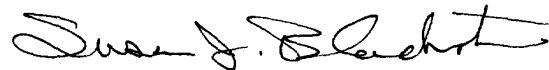
I hereby certify that Resolution No. 2002-166 was passed and adopted by the City Council of the City of Lodi in a regular meeting held August 7, 2002 by the following vote:

AYES: COUNCIL MEMBERS – Hitchcock, Howard, Land, Nakanishi, and Mayor Pennino

NOES: COUNCIL MEMBERS – None

ABSENT: COUNCIL MEMBERS – None

ABSTAIN: COUNCIL MEMBERS – None



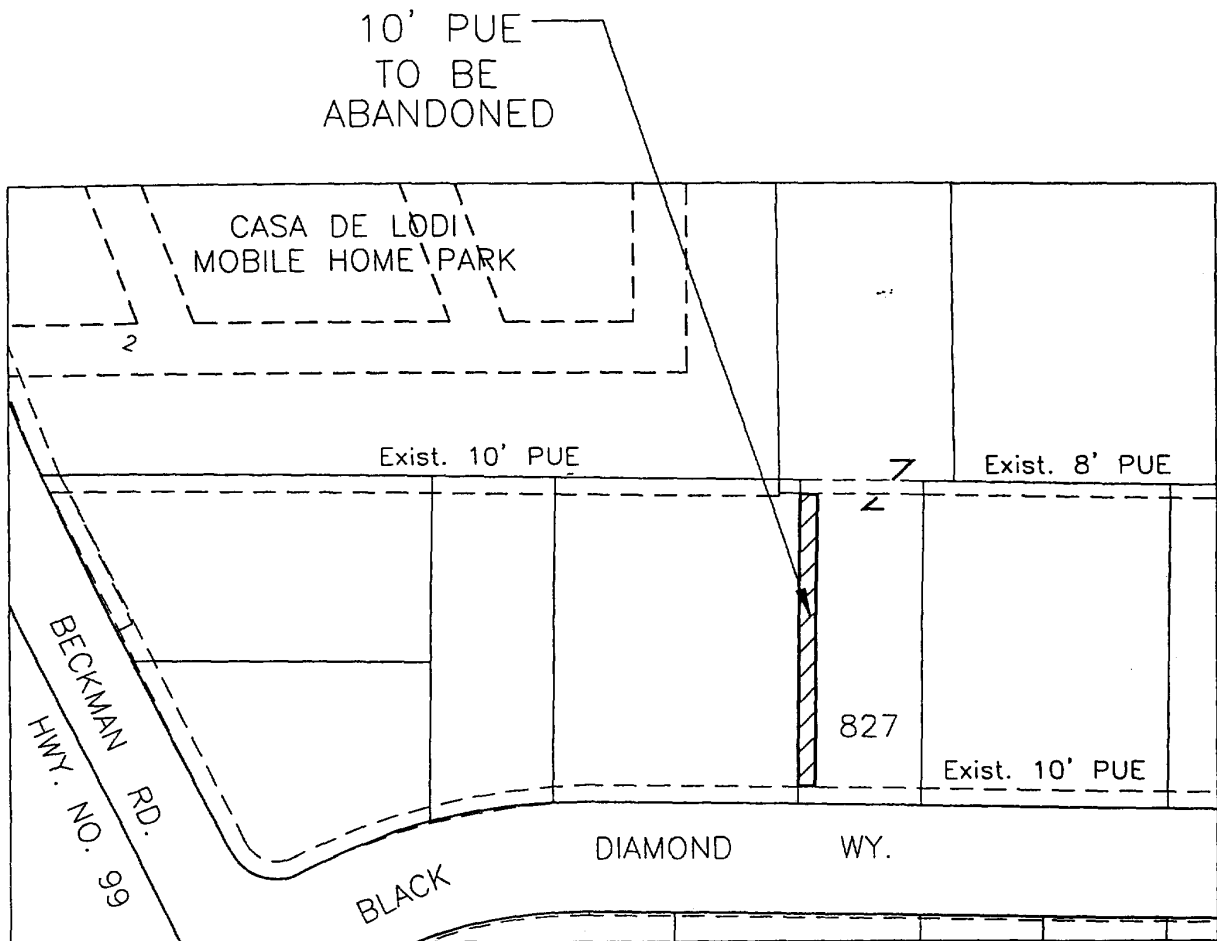
SUSAN J. BLACKSTON
City Clerk



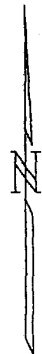
CITY OF LODI
PUBLIC WORKS DEPARTMENT

EXHIBIT A

827 BLACK DIAMOND WAY



"INDUSTRIAL LITE" SUBDIVISION



N.T.S.